



#6

PATENT

Attorney Docket No. 26704.7

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	§	
Jeffrey Mark Zucker et al.	§	Group Art Unit: 2785
	§	
Serial No.: 09/100,671	§	Examiner: N/A
	§	
Filed: June 19, 1998	§	
	§	
For: THIRD PARTY PRIVACY SYSTEM	§	

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION FOR FILING UNDER 37 C.F.R. §1.47(a)

Dear Sir:

Applicants, Douglas L. Peckover and Ralph Spencer Poore ("Applicants"), by their attorney of record, hereby petition the Commissioner to accept the filing of the above-identified U.S. Patent Application by them, as the parties to which the invention disclosed and claimed in said patent application rightfully belongs, and an behalf of Jeffrey Mark Zucker.

The name and last known address of the inventor refusing to join in this application is as follows:

Jeffrey Mark Zucker
6036 Thursby
Dallas, Texas 75248

Applicants believe to be entitled to make such application on behalf of Jeffrey Mark Zucker pursuant to 37 C.F.R. §1.47(a).

Statements of Facts and Affidavits attached hereto support by first hand knowledge the facts surrounding the refusal of the inventor to sign, including the time, place and circumstances surrounding the refusal.

Based upon the foregoing, Applicants are entitled to clear title to the invention and to the above-identified patent application and to any patent that issues thereon.

The fee required under 37 C.F.R. §1.17(h) is enclosed. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 08-1394 associated with this communication.

Respectfully submitted,



Ruben C. DeLeon
Registration No. 37,812

Date: 6/15/99

HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214/651-5544
Facsimile: 214/651-5940
File: 26704.7
D-657215.1

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner For Patents, Washington, D.C. 20231

on

June 16, 1999
Aguiel Reasoner

06-15-99 TUE 15:53 FAX 214 651 5940

HAYNES AND BOONE

002

**PATENT**

Attorney Docket No. 26704.7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:
Jeffrey Mark Zucker et al.

Serial No.: 09/100,671

Filed: June 19, 1998

For: THIRD PARTY PRIVACY SYSTEM

§
§
§
§
§
§
§

Group Art Unit: 2785

Examiner: N/A

Assistant Commissioner for Patents
Washington, D.C. 20231**STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF
OF NON-SIGNING INVENTOR (37 CFR 1.47) AND
AFFIDAVIT OF DOUGLAS L. PECKOVER**

I, Douglas L. Peckover, Chairman and CEO of At Your Command, being duly sworn and having personal knowledge of the facts set forth herein, hereby deposes and says that:

I have know Mr. Jeffrey M. Zucker since

FEBRUARY, 1997

I first asked Mr. Zucker to sign the declaration on or about SEPTEMBER, 1998. At that time, and after, I have communicated to Mr. Zucker the importance of signing the declaration of the patent application on "Third Party Privacy System" and have periodically asked Mr. Zucker again to sign the declaration, personally or through my attorneys, but he has failed to do so. His failing to sign the declaration undoubtedly means to me that he is refusing to sign the declaration.

I heroby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both

06/15/99 TUE 15:53 FAX 214 651 5940

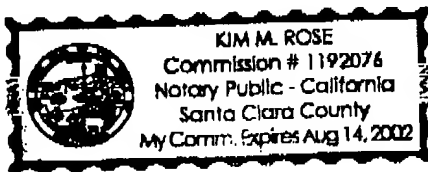
HAYNES AND BOONE

003

under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

LOCATIONDATESIGNATURESANTA CLARA6-15-99
Douglas L. PeckoverState of California)County of Santa Clara) ^{65.1}

On this 15th day of June 1999, 1999, before me personally came the above-named to me personally known, and known to me to be the person described in and who executed the foregoing affidavit, and acknowledged to me that the execution of the same was a free act and deed.


Signature of Notary

HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214/651-5544
Facsimile: 214/651-5940
File: 26704.7
d-657552.1



PATENT
Attorney Docket No. 26704.7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	§	
Jeffrey Mark Zucker et al.	§	Group Art Unit: 2785
	§	
Serial No.: 09/100,671	§	Examiner: N/A
	§	
Filed: June 19, 1998	§	
	§	
For: THIRD PARTY PRIVACY SYSTEM	§	

Assistant Commissioner for Patents
Washington, D.C. 20231

**STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF
OF NON-SIGNING INVENTOR (37 CFR 1.47) AND
AFFIDAVIT OF DAVID L. MCCOMBS**

I, David L. McCombs, being duly sworn and having personal knowledge of the facts set forth herein, hereby deposes and says that:

On or about the week of May 24, 1999, I made several telephone calls to Mr. Jeffrey M. Zucker and obtained his voicemail recording. I left messages for him to return my call as soon as possible, indicating that we needed his review of the subject patent application and his signature on the declaration for the application. Mr. Zucker has not returned my calls.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

LOCATION

DATE

SIGNATURE

DALLAS, TEXAS

6-15-99

David L. McCombs

David L. McCombs

State of Texas)

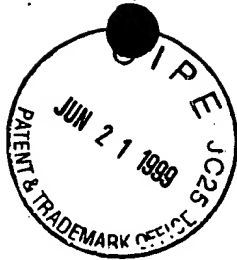
County of Dallas) ss.:

On this 15th day of June, 1999, before me personally came the above-named to me personally known, and known to me to be the person described in and who executed the foregoing affidavit, and acknowledged to me that the execution of the same was a free act and deed.



Karen K. McKenzie
Signature of Notary

HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214/651-5544
Facsimile: 214/651-5940
File: 26704.7
d-657555.1



PATENT

Attorney Docket No. 26704.7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	§	
Jeffrey Mark Zucker et al.	§	Group Art Unit: 2785
	§	
Serial No.: 09/100,671	§	Examiner: N/A
	§	
Filed: June 19, 1998	§	
	§	
For: THIRD PARTY PRIVACY SYSTEM	§	

Assistant Commissioner for Patents
Washington, D.C. 20231

**STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF
OF NON-SIGNING INVENTOR (37 CFR 1.47)
AND AFFIDAVIT OF WILSON CHU**

I, Wilson Chu, being duly sworn and having personal knowledge of the facts set forth herein, hereby deposes and says that:

I last spoke with Jeffrey Mark Zucker on June 11, 1999, and informed him of the necessity of his signature on the Declaration and Power of Attorney. Despite offering him an opportunity to review the application at his convenience, he still refused to sign.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

LOCATION

DATE

SIGNATURE

Dallas, TX

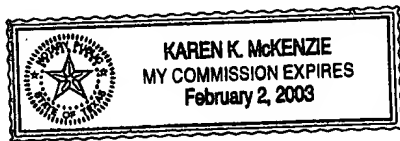
15 JUNE 1999

Wilson Chu

State of Texas)

County of Dallas) ss.:

On this 15th day of June, 1999, before me personally came the above-named to me personally known, and known to me to be the person described in and who executed the foregoing affidavit, and acknowledged to me that the execution of the same was a free act and deed.



Karen K. McKenzie
Signature of Notary

HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214/651-5088
Facsimile: 214/651-5940
File: 26704.7
d-657530.1



PATENT

Attorney Docket No. 26407.7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	§	
Jeffrey Mark Zucker et al.	§	Group Art Unit: 2785
	§	
Serial No.: 09/100,671	§	Examiner: N/A
	§	
Filed: June 19, 1998	§	
	§	
For: THIRD PARTY PRIVACY SYSTEM	§	

Assistant Commissioner for Patents
Washington, D.C. 20231

**STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF
OF NON-SIGNING INVENTOR (37 CFR 1.47)
AND AFFIDAVIT OF APRIL REASONER**

I, April Reasoner, being duly sworn and having personal knowledge of the facts set forth herein, hereby deposes and says that:

On June 7, 1999, I sent a letter to Mr. Jeffrey M. Zucker enclosing the Declaration and Power of Attorney for his signature. I also stated that if we did not received the executed declaration by Friday, June 11, 1999, then we would treat his non-answer as a refusal to sign the Declaration. This letter was sent by express mail return receipt requested. A copy of the letter and proof of receipt is attached as Exhibit A.

On June 11, 1999, I sent a second letter to Mr. Zucker confirming his agreement to meet with Ruben DeLeon to discuss the patent application. This letter was sent by facsimile, email, and express mail return receipt requested. A copy of the letter and proof of receipt is attached as Exhibit B.

On June 14, 1999, I sent an email to Mr. Zucker and I spoke with Mr. Zucker about setting up a meeting with Ruben DeLeon outside of the office to review the patent application. He informed me that he was too busy and did not have time to meet with him. A copy of the email is attached as Exhibit C.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

LOCATION

DATE

SIGNATURE

Dallas, Tx

June 15, 1999

April Reasoner
April Reasoner

State of Texas)

County of Dallas) ss.:

On this 15th day of June, 1999, before me personally came the above-named to me personally known, and known to me to be the person described in and who executed the foregoing affidavit, and acknowledged to me that the execution of the same was a free act and deed.



Karen K. McKenzie
Signature of Notary

HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214/651-5433
Facsimile: 214/651-5940
File: 26704.7
d-657541.1

Exhibit A

EM444687195US

HAYNES AND B ONE, LLP

June 7, 1999

Via Express Mail
Return Receipt Requested

Mr. Jeffrey Zucker
6036 Thursby
Dallas, TX 75248

Re: U.S. Patent Application
Serial No.: 09/100,671 Filed: June 19, 1998
Entitled: THIRD PARTY PRIVACY SYSTEM
Our ref.: 26704.7


Dear Mr. Zucker:

As you know, the above-identified patent application became abandoned for failure to timely file the executed Declaration and we have prepared the required document to revive the application. Enclosed is a Declaration which must be executed and returned to me for filing.

We are also sending this document to Doug Peckover for his execution and Ralph Poore's execution. As soon as we receive the executed Declaration, we will be able to file our Petition to Revive. However, if we don't receive your document by Friday, June 11, we will treat your non-answer as a refusal to sign the Declaration.

If you have any questions, please let us know.

Very truly yours,


Ruben C. DeLeon
Direct Phone Number: 214/651-5544
Direct Fax Number: 214/200-0754
deleonr@hayboo.com

RCD/ar
Enclosures
D-654987.1

cc: David L. McCombs
Wilson Chu

Attorneys

901 Main Street Suite 3100 Dallas, Texas 75202-3789
Telephone [214] 651.5000 Fax [214] 651.5940 <http://www.hayboo.com>

AUSTIN DALLAS FORT WORTH HOUSTON SAN ANTONIO WASHINGTON, D.C. MEXICO CITY

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address

2. ☒ Restricted Delivery
Consult postmaster for fee.

3. Article Addressed to:
Jeffrey Zucker
6036 Thursby
Dallas, TX 75202

4a. Article Number
EM444687195US

4b. Service Type
☒ Registered ☒ Insured
☐ Certified ☒ COD
☒ Express Mail ☒ Return Receipt for Merchandise

7. Date of Delivery
6-9-99

5. Signature (Addressee)

6. Signature (Agent)
Melvin Zoratti

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 U.S. GPO 1992-22-102

DOMESTIC RETURN RECEIPT

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DALLAS, TX
JUN 9
1999

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

U.S. MAIL

RECEIVED
JUN 11 1999
HAYNES & BOONE

Print your name, address and ZIP Code here

RUBEN C. DELEON
HAYNES AND BOONE, LLP
901 MAIN STREET, SUITE 3100
DALLAS, TX 75202

03

Exhibit B

June 11, 1999

Via Facsimile and Express Mail
Return Receipt Requested

Jeffrey M. Zucker
6036 Thursby
Dallas, TX 75248

Re: Patent Application entitled: "Third Party Privacy System"
26704.7

Dear Mr. Jeffrey M. Zucker:

This is to confirm your and Wilson Chu's conversation for you and I to meet before Tuesday to review the patent application. As I understand, you are to call Mr. Chu this weekend to confirm the time and place of the meeting. If we do not hear from you by Monday morning, we will take that as a refusal on your part to sign the declaration.

As you know, it is extremely important for us to file the declaration with the other associated papers as soon as possible to revive this application.

I await your response.

Very truly yours,



Ruben C. DeLeon
(214) 651-5544
deleonr@hayboo.com

RCD/ar
D-656830.1

cc: Wilson Chu
David McCombs
Doug Peckover

D-656830.1

Attorneys

901 Main Street Suite 3100 Dallas, Texas 75202-3789
Telephone [214] 651.5000 Fax [214] 651.5940 <http://www.hayboo.com>

AUSTIN DALLAS FORT WORTH HOUSTON SAN ANTONIO WASHINGTON, D.C. MEXICO CITY

*** TX REPORT ***

TRANSMISSION OK

TX/RX NO
CONNECTION TEL
SUBADDRESS
CONNECTION ID
ST. TIME
USAGE T
PGS.
RESULT

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06/11 15:34
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2
OK

h **b**

HAYNES AND BOONE, LLP

Telecopy Transmittal**DATE:** June 11, 1999

Total Pages Including Cover: 2

To: Jeffrey M. Zucker**Company:****Telecopy #:** (214) 350-6993**Phone #:****Client/Matter #:** 26704.7**FROM:** Ruben C. DeLeon

Haynes and Boone, LLP
901 Main Street, Suite 3100
Dallas, Texas 75202

I.D. #: 80109**Direct Phone #:** (214) 651-5544**Main Phone #:** (214) 651-5000**Main Fax #:** (214) 651-5940**Direct Fax #:** (214) 200-0754**E-Mail:** deleonr@hayboo.com

Should you have any problems with this transmittal, please call: (214) 651-5433

MESSAGE:

From: April Reasoner
To: internet:jeff@iyc.com
Date: 6/11/99 4:16PM
Subject: Third Party Privacy System

Because of some concerns with your fax machine, we are also sending this via email to make certain that you receive it. Thanks.

CC: Ruben C. DeLeon, Wilson Chu

June 11, 1999

***Via Email and Express Mail
Return Receipt Requested***

Jeffrey M. Zucker
6036 Thursby
Dallas, TX 75248

Re Patent Application entitled: "Third Party Privacy System"
: 26704.7

Dear Mr. Jeffrey M. Zucker:

This is to confirm your and Wilson Chu's conversation for you and I to meet before Tuesday to review the patent application. As I understand, you are to call Mr. Chu this weekend to confirm the time and place of the meeting. If we do not hear from you by Monday morning, we will take that as a refusal on your part to sign the declaration.

As you know, it is extremely important for us to file the declaration with the other associated papers as soon as possible to revive this application.

I await your response.

Very truly yours,

Ruben C. DeLeon
(214) 651-5544
deleonr@hayboo.com

RCD/ar
D-

cc: Wilson Chu
David McCombs
Doug Peckover

D-

EM444687819US

HAYNES AND BOONE, LLP

June 11, 1999

Via Email and Express Mail
Return Receipt Requested

Jeffrey M. Zucker
6036 Thursby
Dallas, TX 75248

Re: Patent Application entitled: "Third Party Privacy System"
26704.7

Dear Mr. Jeffrey M. Zucker:

This is to confirm your and Wilson Chu's conversation for you and I to meet before Tuesday to review the patent application. As I understand, you are to call Mr. Chu this weekend to confirm the time and place of the meeting. If we do not hear from you by Monday morning, we will take that as a refusal on your part to sign the declaration.

As you know, it is extremely important for us to file the declaration with the other associated papers as soon as possible to revive this application.

I await your response.

Very truly yours,



Ruben C. DeLeon
(214) 651-5544
deleonr@hayboo.com

RCD/ar
D-656830.1

cc: Wilson Chu
David McCombs
Doug Peckover

D-656830.1

Attorneys

901 Main Street Suite 3100 Dallas, Texas 75202-3789
Telephone [214] 651.5000 Fax [214] 651.5940 <http://www.hayboo.com>

AUSTIN DALLAS FORT WORTH HOUSTON SAN ANTONIO WASHINGTON, D.C. MEXICO CITY

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☒ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Jeffrey M. Zucker
6036 Thursby
Dallas, TX 75248

4a. Article Number:

FM44687819US

4b. Service Type

- ☒ Registered ☐ Insured
☒ Certified ☒ COD
☒ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

5. Signature (Addressee)

Jeffrey M. Zucker

6. Signature (Agent)

Jeffrey M. Zucker

PS Form 3811, December 1991

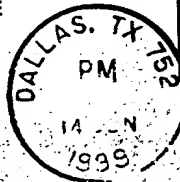
U.S. GPO: 1992-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

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PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RECEIVED

JUN 15 1999

HAYNES & BOONE

Print your name, address and ZIP Code here

HAYNES AND BOONE, LLP
RUBEN C. DELEON
901 MAIN STREET, SUITE 3100
DALLAS, TX 75202

75202+3783



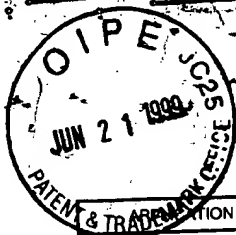
Exhibit C

From: Ruben C. DeLeon (April Reasoner)
T : internet:jeff@iyc.com
Date: 6/14/99 2:45PM
Subject: Third Party Privacy System

Dear Jeff:

I would be willing to meet with you outside of the office to discuss this application. We would have to meet before noon tomorrow. Please call me as soon as possible to schedule a time. Thank you.

Ruben DeLeon
(214) 651-5544



19010-715
Personal Agents
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SECTION

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/100,671	06/16/98	ZUCKER	19010.715

KENT R RICHARDSON
WILSON SONSINI GOODRICH & ROSATI
650 PAGE MILL ROAD
PALO ALTO CA 94304-1050

024270707

NOT ASSIGNED

2785

DATE MAILED:

07/07/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 790.00.

☒ 1. The statutory basic filing fee is:

☒ missing.

☒ insufficient.

Applicant must submit \$ 790.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unexecuted.

☐ does not cover the newly submitted items.

☐ does not identify the application to which it applies.

☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

M. J. J. J.

7/14/98 RG
US MISSING PARTS
9/7/98 Due
1/7/99 Final
KRR 19010-715

00000001 0910067
390000
600000

23/1999 INJUNG

FC:201
FC:205

September 20, 1999

Mr. Douglas Peckover
@YourCommand
14651 Dallas Parkway, Suite 313
Dallas, Texas 75240

Re: United States Application
Serial Number: 09/100,671 Filed: June 16, 1998
Entitled: THIRD PARTY PRIVACY SYSTEM
Our reference: 26704.7

Dear Doug:

Enclosed is a copy of the Decision of Grant for the Petition to Revive Abandoned Application in the above-referenced case. This patent application is now active.

In addition, we have prepared and filed an Information Disclosure Statement ("IDS"), which makes of record all of the prior art of which we are aware. Enclosed is a copy of the IDS and PTO Form 1449.

As you know, there is a continuing duty to disclose to the U.S. Patent and Trademark Office any prior art which is relevant to the examination of the above-identified application. Accordingly, we recommend that you review your files regarding this application and forward to us any prior art or other information which should be cited to the Patent and Trademark Office.

We will keep you advised of all further developments.

Very truly yours,



Ruben C. DeLeon
214/651-5544
deleonr@haynesboone.com

RCD/lah
Enclosures
D-691680.1

Cc: Wilson Chu, Esq. (via e-mail w/o enclosures)

Attorneys

901 Main Street Suite 3100 Dallas, Texas 75202-3789
Telephone [214] 651.5000 Fax [214] 651.5940 <http://www.hayboo.com>

AUSTIN DALLAS FORT WORTH HOUSTON SAN ANTONIO WASHINGTON, D.C. MEXICO CITY